

Model Resolution for Board Authorization of Participation in the Carl Moyer Program

Below is a model to serve as a guide or template for air district staff writing board resolutions to authorize continued participation in the Carl Moyer Program. It is intended only as a guide. Use of this language is not required, but a resolution that covers the points below will help to ensure sufficient completeness to prevent delay in receipt of grant funds. Please note some clauses are for use by rural districts only, as highlighted in blue. In addition, clauses highlighted in green are for use by districts implementing the TIMBER Program.

Where a district board requires inclusion of a specific grant amount in the resolution, it is important to include the final allocation number provided in the grant agreement package, rather than the tentative allocation amount provided in the grant solicitation package. If a specific amount must be included, also include multi-district project funds that the district wants to receive. When a board will permit it, a resolution may be used for multiple successive years; language is suggested for that option also.

Air District Name

Resolution No. ____

A Resolution Accepting Carl Moyer Program Funds from the California Air Resources Board

WHEREAS, California Health and Safety Code sections 44275-44299.2 authorize the California Air Resources Board (ARB) to allocate Carl Moyer Program (CMP) funds to local air quality districts to provide financial incentives to both the public and private sectors to implement eligible projects to reduce emissions from on-road, marine, locomotive, agricultural, and off-road engines;

WHEREAS, *Air District Name* has successfully implemented Carl Moyer Program projects in past years to reduce emissions and improve air quality in *Air Basin* and seeks to continue to reduce emissions from diesel engines through clean air projects;

WHEREAS, California Health and Safety Code section 44287 requires air districts participating in the Carl Moyer Program to provide match funding, and Carl Moyer Program Guidelines (CMP Guidelines) have established a match requirement of 15 percent of State funds received, with an exemption from this requirement for districts receiving the minimum grant award of \$200,000;

WHEREAS, the District may also have projects that qualify for grant funds through the "Rural District Assistance Program" (RAP);

WHEREAS, the District may also have projects that qualify for multidistrict grant funds under the Truck Improvement/Modernization Benefitting Emission Reductions (TIMBER) Program;

WHEREAS, the District may be invited to accept Carl Moyer Program funds from other districts through inter-district transfer;

NOW, THEREFORE, BE IT RESOLVED that the *Air District Name* does hereby approve the District's continued participation in the Carl Moyer Program, and the acceptance of funds allocated and

awarded to the District for eligible projects and program administration each year until [YEAR], in accordance with the terms and conditions of CMP grant agreements; and

BE IT FURTHER RESOLVED that the *Air District Name* will comply with Carl Moyer Program requirements as specified in sections 44275 through 44299.2 of the Health and Safety Code, the applicable CMP Guidelines, and the District's CMP Policies and Procedures;

BE IT FURTHER RESOLVED that the *Air District Name* commits to provide sufficient funds to meet the match requirements specified in the CMP Guidelines, as applicable, each year until [YEAR]; and

BE IT FURTHER RESOLVED that the *Air District Name* authorizes the parties specified below to accept qualified projects, grant funds, and administrative funds awarded to the District through the RAP funding program each year until [YEAR]; and

BE IT FURTHER RESOLVED that the *Air District Name* will comply with requirements specified in the TIMBER Supplemental Documents and authorizes the parties specified below to accept multidistrict grant funds and administrative funds awarded to the District for TIMBER projects each year until [YEAR]; and

BE IT FURTHER RESOLVED that the *Air District Name* authorizes the parties specified below to accept the transfer of up to \$_____ in CMP funds from other districts wishing to transfer funds, each year until [YEAR];

BE IT FURTHER RESOLVED that the Air Pollution Control Officer/Executive Officer [and/or other individual(s) or positions named herein is/are] authorized to execute on behalf of the District grant agreements with ARB, and all other necessary documents to implement and carry out the purposes of this resolution, each year until [YEAR].

AYES:

NOES:

ABSENT:

Date

Clerk of the Board or other authorized person